

1 BILL NO. G-81-03-43 AS AMENDED

2 GENERAL ORDINANCE NO. G- 08-81

3 AN ORDINANCE AMENDING CHAPTER 7 OF THE
4 CODE OF THE CITY OF FORT WAYNE, INDIANA
5 OF 1974 AND SUPPLEMENTING SAID CHAPTER.

6 WHEREAS, the Common Council of the City of Fort Wayne,
7 Indiana, recognizes its role in promoting the highest
8 standards of public safety throughout the community; and,

9 WHEREAS, said Common Council believes that the public
10 safety of the children of this community is of the utmost
11 importance; and,

12 WHEREAS, the purpose of this Ordinance is to enact
13 reasonable regulations governing every motor vehicle in
14 which ice cream, ice milk, frozen dairy products or ice
15 flavored with syrup are carried for the purposes of retail
16 sale on the public streets of the City of Fort Wayne, Indiana.

17 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
18 OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

19 SECTION 1. Chapter 7 of the Code of the City of Fort
20 Wayne, Indiana, of 1974 is hereby amended and supplemented
21 by the addition of a new Article XII entitled "ICE CREAM
22 TRUCK" and which Article XII reads as follows:

23 ARTICLE XII

24 SECTION 2. Definitions:

25 (A) "ICE CREAM TRUCK" shall mean every motor vehicle in
26 which ice cream, ice milk, frozen dairy products or ice
27 flavored with syrup are carried for purposes of retail sale
28 on the streets of the City of Fort Wayne, Indiana;

29 (B) "VEND OR VENDING" shall mean offering ice cream,
30 ice milk, frozen dairy products or ice flavored with syrup
31 for sale from a motor vehicle on the public streets of the
32 City of Fort Wayne, Indiana.

Section 3. Inspection, Equipment, and Licensing.

Once every year prior to the issuance of any license to any person who uses and operates any ice cream truck on the streets of the City of Fort Wayne, Indiana the owner thereof shall cause said ice cream truck to be thoroughly examined and inspected by the health officer of the City-County Board of Health of Fort Wayne to determine compliance with the minimum sanitation and health requirements specified by the State Board of Health. Written proof of said inspection shall be promptly transmitted by the health officer to the Office of the Controller of the City of Fort Wayne, Indiana. Upon receipt of the written proof of inspection showing compliance with minimum sanitation and health requirements as hereabove specified, and prior to the issuance of a vendor or peddler's license as setforth hereinafter and prioꝝ to the use and operation of said ice cream truck, said ice cream truck shall be thoroughly examined and inspected by the Police Department and must have the following safety equipment on said vehicle in good working order.

- (A) A metal, horizontally extendable sign at least twenty (20) inches in length, and at least ten (10) inches in width imprinted with the words "STOP" in six (6) inch black block letters on yellow background, and "PROCEED WITH CAUTION" in two (2) inch black block letters on yellow background, such arm to be lighted at the street end of said arm with two alternately flashing lights two (2) inches in diameter amber in the front and red in the back clearly visible from both front and rear directions at a distance of at least three hundred (300) feet, the bottom of said sign to be at a height of five (5) feet above the level of the street or way.

1 SECTION 4. Violations by Motorists.

2 It shall be unlawful for any motorist when approaching
3 a parked (defined as located within six (6) inches of the
4 curb or side of road, whichever is applicable) Ice Cream
5 Truck from any direction at a time when such Ice Cream Truck
6 is displaying the metal extendable arm and the flashing
7 lights, to fail to come to a complete stop at least ten (10)
8 feet from the closest end of said Ice Cream Truck or to fail to
9 then proceed with caution past such Ice Cream Truck at a
10 reasonable and prudent speed, not exceeding 15 miles per hour
11 and to yield the right of way to any pedestrian who crosses
12 the roadway to or from the side of said Ice Cream Truck;
13 provided, that on any street or highway divided into two (2)
14 or more roadways by leaving an intervening space which is
15 unimproved and not intended for vehicular traffic, or by
16 a physical barrier or by a dividing section constructed to
17 impede vehicular traffic, if the Ice Cream Truck is on
18 the opposite side of such traffic barrier, the driver of
19 the approaching vehicle need not stop but shall proceed
20 with due caution for the safety of the customers of the
21 Ice Cream Truck.

22 Any motorist who operates a motor vehicle in violation
23 of this Section shall be fined not to exceed Fifty (\$50.00)
24 Dollars and Court costs for each violation; provided,
25 however, if the Ice Cream Truck is being operated in
26 violation of this Article XII then the motorist shall not
27 be considered as violating this Section 4.

28 SECTION 5. Vending Restrictions.

29 (A) The driver of an Ice Cream Truck stopped
30 on a public street for purpose of vending shall
31 actuate the alternately flashing red and amber
32 lights and extend the stop signal arm required
 by this Article XII.

- (B) The required signal arm and flashing lights shall not be used when the Ice Cream Truck is in motion nor at any time when the Ice Cream Truck is stopped for a purpose other than vending.
- (C) The driver or vendor therein of an Ice Cream Truck shall not back the same to make or attempt a sale.
- (D) The driver or vendor therein of an Ice Cream Truck shall vend only from the side of said Ice Cream Truck away from moving traffic and as closely as possible to the curb or edge of the public street.
- (E) It shall be unlawful to offer to vend or to vend on any public street where parking is prohibited on one side or on both sides of said public street or on any public street where traffic flows in one direction only or on any public street where the legal speed limit exceeds 30 miles per hour.
- (F) It shall be unlawful to offer to vend or to vend from any ice cream truck on any public street before the hour of 9:00 A.M. and between the hours of ^{5:00}~~3:00~~ P.M. and 6:00 P.M.

Amended in
Committee
by V. Schmidt

Section 6. Violations by Ice Cream Vendor or Driver of any Ice Cream Truck.

Any ice cream vendor or driver of an Ice Cream Truck who operates an Ice Cream Truck in violation of this Article XII shall be fined not to exceed Fifty (\$50.00) Dollars and Court costs for each violation.

Section 7. Permissive Vending.

It shall be lawful for an Ice Cream Truck duly inspected and licensed under Section 3 of this Article XII to vend its wares at special events, such as fireworks, Three Rivers

Festivals, company benefits and parties in places other than on public streets without complying with the provisions of Section 5 (A), (B), (C), (D), (E), and (F).

Section 8. Payment of Fines.

All fines and penalties shall be paid to the Fort Wayne Violations Bureau located in the Office of the City Clerk of Fort Wayne, Indiana.

Section 9. This Ordinance shall be in full force and effect from and after its passage approval by the Mayor and legal publication thereof and shall remain in force until October 31, 1981, upon which date it shall expire unless the Common Council of the City of Fort Wayne, Indiana shall by ordinance extend its operation beyond October 31, 1981.

COUNCILMAN

Approved as to form and legality

John H. Logan
Attorney for the Common Council
of the City of Fort Wayne, Indiana.

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SECTION 4. Violations by Motorist.

It shall be unlawful for any motorist when approaching a parked (defined as located within six (6) inches of the curb or side of road, whichever is applicable) Ice Cream Truck from any direction at a time when such Ice Cream Truck is displaying the metal extendable arm and the flashing lights, to fail to come to a complete stop at least ten (10) feet from the closest end of said Ice Cream Truck or fail to then proceed with caution past such Ice Cream Truck at a reasonable and prudent speed, not exceeding 15 miles per hour and shall yield the right of way to any pedestrian who crosses the roadway to or from side of ^{said} Ice Cream Truck; except that on any street or highway divided into two (2) or more roadways by leaving an intervening space which is unimproved and not intended for vehicular traffic, or by a physical barrier or by a dividing section constructed to impede vehicular traffic, if the Ice Cream Truck is on the opposite side of such traffic barrier the driver of the approaching vehicle need not stop but shall proceed with due caution for the safety of the customers of the Ice Cream Truck.

Any motorist who operates a motor vehicle in violation of this Section shall be fined not to exceed Fifty (\$50.00) Dollars and Court costs for each violation.

SECTION 5. Vending Restrictions

- (A) The driver of an Ice Cream Truck stopped on streets for purpose of vending shall actuate the alternately flashing red and amber lights and extend the stop signal arm required by this Article XII.
- (B) The required signal arm and flashing lights shall not be used when the Ice Cream Truck is in motion nor at any time when the Ice Cream Truck is stopped for a purpose other than vending.

- (C) The driver or vendor therein of an Ice Cream Truck shall not back the same to make or attempt a sale.
- (D) The driver or vendor therein of an Ice Cream Truck shall vend only from the side of said Ice Cream Truck away from moving traffic and as closely as possible to the curb or edge of the public street.
- (E) It shall be unlawful to offer to vend or to vend on any public street where parking is prohibited on one side or on both sides of said street with four or more lanes of traffic that provides two way traffic or on any public street where traffic flows in one direction only or on any public street where the legal speed limit exceeds 30 miles per hour.
- (F) It shall be unlawful to offer to vend or to vend from any ice cream truck on any public street before the hour of 9:00 A.M. and between the hours of 3:00 P.M. and 6:00 P.M.

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Section 9. This Ordinance shall be in full force and effect from and after its passage approval by the Mayor and legal publication thereof.

COUNCILMAN

Approved as to form and legality


John H. Logan
Attorney for the Common Council
of the City of Fort Wayne, Indiana.

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- (A) A metal, horizontally extendable sign at least twenty (20) inches in length, and at least ten (10) inches in width imprinted with the words "STOP" in six (6) inch black block letters on yellow background, and "PROCEED WITH CAUTION" in two (2) inch black block letters on yellow background, such arm to be lighted at the street end of said arm with two alternately flashing amber lights two (2) inches in diameter clearly visible from both front and rear at a distance of at least three hundred (300) feet, the bottom of said sign to be at a height of five (5) feet above the level of the street or way.

(B) Two alternately flashing amber lights not less than four (4) inches in diameter placed one above the other on the street side of the front end of the said vehicle when legally parked, not more than one (1) foot apart, the lower of which shall be approximately four (4) feet from the surface of the street or way and clearly visible from not less than three hundred (300) feet from the front of said vehicle.

(C) Two alternately flashing amber lights not less than four (4) inches in diameter, placed one above the other on the street side of the rear end of said vehicle, when legally parked, not more than one (1) foot apart, the lower of which shall be approximately four (4) feet from the surface of the street or way and clearly visible for not less than three hundred (300) feet from the rear of said vehicle.

SECTION 4. Violation by Motorist.

It shall be unlawful for any motorist when approaching a parked (defined as located within six (6) inches of the curb or side of road, whichever is applicable) Ice Cream Truck from any direction at a time when such Ice Cream Truck is displaying the metal extendable arm and the flashing lights, to fail to come to a complete stop at least ten (10) feet from the closest end of said Ice Cream Truck or fail to then proceed with caution past such Ice Cream Truck at a reasonable and prudent speed, not exceeding 15 miles per hour and shall yield the right of way to any pedestrian who crosses the roadway to or from side of Ice Cream Truck; except that on any street or highway divided into two (2) or more roadways by leaving an intervening space which is unimproved and not intended for vehicular traffic, or by a physical barrier or by a dividing section constructed to impede vehicular traffic, if the Ice Cream Truck is on the opposite side of such traffic barrier the driver of the approaching vehicle need not stop but shall proceed with due caution for the safety of the customers of the Ice Cream Truck.

1 Any motorist who operates a motor vehicle in violation
2 of this Section shall be fined not to exceed Fifty (\$50.00)
3 Dollars for each violation.

4 SECTION 5. Vending Restrictions and Violations.

5 (A) The driver of an Ice Cream Truck
6 stopped on streets for purpose of vending shall
7 actuate the alternately flashing amber lights and
8 extend the stop signal arm required by this Article
9 XII.

10 (B) The required signal arm and flashing lights shall
11 not be used when the Ice Cream Truck is in motion
12 nor at any time when the Ice Cream Truck is stopped
13 for a purpose other than vending.

14 (C) The driver or vendor therein of an Ice Cream
15 Truck shall not back the same to make or
16 attempt a sale.

17 (D) The driver or vendor therein of an Ice Cream
18 Truck shall vend only from the side of said
19 Ice Cream Truck away from moving traffic and
20 as closely as possible to the curb or edge of
21 the street.

22 (E) It shall be unlawful for any vendor or peddler to
23 sell or offer for sale any ice cream, ice milk,
24 frozen dairy products or ice flavored with syrup
25 from any motorized Ice Cream Truck between the time
26 from one-half (1/2) hour after sunset to one-half
27 (1/2) hour after sunrise or to sell or offer for
28 sale said items on streets where the speed limits
29 exceeds 30 miles per hour.

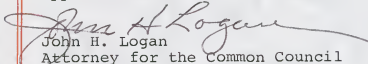
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32 Violations Bureau located in the Office of the City Clerk of
Fort Wayne, Indiana.

SECTION 7. This Ordinance shall be in full force and effect from and after its passage approval by the Mayor and publication thereof.


COUNCILMAN

Approved as to form and legality


John H. Logan
Attorney for the Common Council
of the City of Fort Wayne, Indiana.

Read the first time in full and on motion by Eisbart,
seconded by Dieter, and duly adopted, read the second time
by title and referred to the Committee Annexation (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,
Indiana, on 3-24-81, the _____ day of _____,
19____, at _____ o'clock _____ M., E.S.T.

DATE: 3-24-81

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Eisbart,
seconded by Dieter, and duly adopted, placed on its
passage. PASSED (~~DOPT~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>6</u>	<u>3</u>			
<u>BURNS</u>	<u>X</u>				
<u>EISBART</u>	<u>X</u>				
<u>GIAQUINTA</u>	<u>X</u>				
<u>NUCKOLS</u>	<u>X</u>	<u>X</u>			
<u>SCHMIDT, D.</u>	<u>X</u>				
<u>SCHMIDT, V.</u>	<u>X</u>				
<u>SCHOMBURG</u>		<u>X</u>			
<u>STIER</u>		<u>X</u>			
<u>TALARICO</u>	<u>X</u>				

DATE: 5-12-81

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ZONING-MAP) (GENERAL) (ANNEXATION) (~~GENERAL~~) (SPECIAL)
(APPROPRIATION) ORDINANCE (RESOLUTION) No. 2-08-81
on the 12th day of May, 1981.

ATTEST:
Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

(SEAL)
John Nuckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 13th day of May, 1981, at the hour of
11:30 o'clock A. M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 22nd day of May
1981, at the hour of 6 o'clock P M., E.S.T.

Winfield C. Moses, Jr.
WINFIELD C. MOSES, JR.
MAYOR

may *1/24/81*
BILL NO. G-81-03-43 (AS AMENDED)

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON Annexation TO WHOM WAS REFERRED AN
ORDINANCE AMENDING CHAPTER 7 OF THE CODE OF THE CITY OF FORT
WAYNE, INDIANA OF 1974 AND SUPPLEMENTING SAID CHAPTER

AMENDMENT MADE IN COMMITTEE - by V. Schmidt and seconded by
M. GiaQuinta to change the hours from 3:00 to 6:00 to read
5:00 to 6:00 P.M.

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

BEN A. EISBART, CHAIRMAN

DONALD J. SCHMIDT, VICE CHAIRMAN

VIVIAN G. SCHMIDT

SAMUEL J. TALARICO

MARK E. GIAQUINTA

B. A. Eisbart
D. Schmidt
Vivian G. Schmidt
Samuel J. Talarico
Mark E. GiaQuinta

- (B) The required signal arm and flashing lights shall not be used when the Ice Cream Truck is in motion nor at any time when the Ice Cream Truck is stopped for a purpose other than vending.
- (C) The driver or vendor therein of an Ice Cream Truck shall not back the same to make or attempt a sale.
- (D) The driver or vendor therein of an Ice Cream Truck shall vend only from the side of said Ice Cream Truck away from moving traffic and as closely as possible to the curb or edge of the public street.
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- Section 6. Violations by Ice Cream Vendor or Driver of any Ice Cream Truck.

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GREATER FORT WAYNE CHAMBER OF COMMERCE

826 EWING STREET



PHONE 219/424-1435

PAUL E. SEYBERT, *President*
WALTER P. HELMKE, *President-Elect*
RICHARD J. GALLI, *Treasurer*
DONALD D. DOXSEE, *Secretary*
EDWIN C. METCALFE, *Past President*
D. J. PETRUCELLI, *CCE,*
Executive Vice President

FORT WAYNE, INDIANA 46802

DATE: 21 April 1981
TO: Fort Wayne City Council
FROM: Greater Fort Wayne Chamber of Commerce
SUBJECT: Bill No. G - 81-03-43 ("Ice Cream Ordinance")

The Greater Fort Wayne Chamber of Commerce recognizes and commends the individuals who have seen fit to recommend such an ordinance as this. The intent of this proposed ordinance is good and should be lauded for protecting the youth of our community.

However, we feel that the following list of potential problems should be considered before formulating a final draft of this proposed ordinance:

1. WORK-HOUR TRAFFIC; 3:00 PM to 6:00 PM - heavy traffic flow hampered by food vendors present on streets.
2. SNOWBALL EFFECT; every street vendor would eventually need similar application of such legislation (mail, newspaper, vegetable, fruit, bakery & coffee vendors).
3. CITY LIMITS; many citizens live in suburban areas adjacent to the city limits and not marked as such. Also many people travel through unfamiliar "border areas." Ice Cream Vendors travel across city limits into suburban areas.
4. PURPOSE OF STREETS; streets are for traffic flow not for vending. Street vendors served a very important need in the past. However, they have outlived that need.
5. ENFORCEMENT; Ice Cream Vendors service areas where police patrol cars do not spend a great deal of time. Thus, if any accident or violation of the proposed legislation would occur, it would be "a statute on the books" only.
6. LOGIC; the responsibility of the total citizenry of the city of Fort Wayne for legislating a condition that involves individual children rather than a collective body (i.e. school bus, movement of children in groups on foot) is rather a heavy one and perhaps a frustrating one, since it is the prime responsibility of the parents of the involved children to be watchful of the situation.

Memorandum

To John Logan - City Council Attorney

Date April 23, 1981

From Walt Stout - Traffic Engineering Dept.

Subject Recommended Additions and Deletions for "Ice Cream Truck Ordinance"

Bill No. G-81-03-43

COPIES TO:
John Nuckols
City Clerk ✓
Ben Eisbart
Carl O'Neal
Board/Safety
File (2)

Listed below are our suggested additions and deletions for the "Ice Cream Truck Ordinance".

ADDITIONS

1) No items shall be sold or offered for sale on any street where parking is prohibited on one side or both sides of the street, on any street with four or more lanes of traffic that provide two way traffic, on any street where traffic flows in one direction only, and on any street where the legal speed limit exceeds 30 mph.

2) It shall be unlawful for any vendor or peddler to sell or offer for sale any ice cream, ice milk, frozen dairy products, or ice flavored with syrup from any motorized Ice Cream Truck on any City street before 9:00 a.m. and between the hours of 3:00 p.m. and 6:00 p.m. each day.

DELETIONS

1) Between the time from 1/2 hour after sunset and 1/2 hour after sunrise.

AREAS OF CONCERN

- 1) It should be determined if a problem does exist. One accident on file in the past six years (6-25-80) related to Ice Cream Trucks.
- 2) Can and will ordinance be enforced?
- 3) Education of parents (false sense of security).
- 4) Education of motorists to legal obedience of ordinance (interpretation of stop arm).
- 5) Age of drivers (minimum and maximum) of Ice Cream Trucks.
- 6) All ice cream vending vehicles, motorized trucks, motor scooters, and non-motorized (human propelled bikes) should be included.
- 7) Terminology "Ice Cream Trucks" should be "Ice Cream Vending Vehicles".
- 8) Police concerned with inspection, how, where, when, forms, records, where kept, proof of inspection, etc.
- 9) All of the burden and liability is placed on the motorist and very little on the vendor.

Memorandum

To John Logan - City Council Attorney Date April 23, 1981

From Walt Stout - Traffic Engineering Dept.

Subject Recommended Additions and Deletions for "Ice Cream Truck Ordinance"
Bill No. G-81-03-43

COPIES TO:

AREAS OF CONCERN (Cont'd.)

- 10) Training for operator.
- 11) Violation by driver should be punishable.

Walt
Walt

WS/ls

Members of the Council,

In Reference: Bill No. G 81-03-43

Upon reading the ordinance amending Chapter 7 of the code of the City of Fort Wayne, Indiana, we, Renwald Enterprises, have found some of the issues to be in question.

Reference: Section 3 of Lines 27 and 28.

Such arm to be lighted at the street end of said arm with two alternately flashing amber lights.

We at Renwalds' operate our vending trucks in concordance with the ordinance passed in South Bend, Indiana last spring. The same issue was introduced concerning flashing amber lights on the front and rear of the said swing arm. The Bill was passed with this issue included in the Bill. The city immediately suspended this part of the Bill because it was found to be illegal to display amber lights on the back of any motor vehicle. At this time we display a swing arm that is twenty-two inches in width and eighteen inches in height with red flashing lights on the ^{rear} ~~front~~. This is in concordance with our vending trucks and the ordinance in the City of South Bend.

Reference: Section 3B lines 1 thru 5, Section 3C lines 6 thru 11.

This sub-section also deals with flashing amber lights. Although flashing amber lights on the front of the ice cream vending trucks would be within the law of the city, we find that it would be very costly and is really not feasible being we do have flashers that are used when stopped and doing sales. The flashers are amber in front and red in back and are visible in excess of 300 feet.

Reference: Section 5E lines 22 thru 27.

This sub-section is in question because of the fact that in past years we have operated our vending trucks at special events such as the fireworks, Three Rivers Festival, company benefits and parties and other places we are requested to bring in an ice cream vending truck. At these events we are parked in such places where there is no motor vehicle traffic flow or parked on private property. For us to stop operating one-half hour after sunset would eliminate us from operation at these events, and would be very costly for our company or any other vending persons.

Conclusion:

At this time we would like to ask you, the members, of the council of the City of Fort Wayne to take the above mentioned issues into consideration and either delete or amend these issues to be applicable to both Renwalds' and any other ice cream vending trucks that are in operation on the streets of the City of Fort Wayne.

Thank you,



Terrence P. Staker
Renwald Enterprises
4225 Earth Drive
Fort Wayne, Indiana 46809
Telephone 747-4020



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

Charles W. Westerman, clerk -- room 122

May 26, 1981

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of
May 30 and June 6, 1981, in both the News Sentinel and
Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Zoning Map Ordinances:

Bill No. Z-81-03-33
Zoning Map Ordinance No. Z-13-81

Bill No. Z-81-03-34
(as amended)
Zoning Map Ordinance No. Z-14-81

Bill No. S-81-04-25
Special Ordinance No. S-120-81

Bill No. G-81-03-43
(as amended)
General Ordinance No. G-08-81

Please send us 14 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely,
Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
Encl: 1

LEGAL NOTICE

Notice is hereby given that on the 12th day of May, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. S-81-04-25 -- Special Ordinance No. S-120-81, being AN ORDINANCE transferring funds from Account Number 4-010-002-4215 "Council Travel" to Account Number 4-02-010-002-4101 and employing a special attorney.

Notice is hereby given that on the 12th day of May, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-81-03-43 (as amended) -- General Ordinance No. G-08-81, being AN ORDINANCE AMENDING CHAPTER 7 OF THE CODE OF THE CITY OF FORT WAYNE, INDIANA OF 1974 AND SUPPLEMENTING SAID CHAPTER (ICE CREAM TRUCK)

Notice is hereby given that on the 12th day of May, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-81-03-33 -- Zoning Map Ordinance No. Z-13-81, being AN ORDINANCE amending the City of Fort Wayne Zoning Map Nos. L-7 and M-7

Notice is hereby given that on the 12th day of May, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-81-03-34 (as amended) -- Zoning Map Ordinance No. Z-14-81, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N-27

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. S-81-04-25 -- Special Ordinance No. S-120-81; Bill No. G-81-03-43 (as amended) -- General Ordinance No. G-08-81; Bill No. Z-81-03-33 -- Zoning Map Ordinance No. Z-13-81; and Bill No. Z-81-03-34 (as amended) -- Zoning Map Ordinance No. Z-14-81, were passed by the Common Council on the 12th day of May, 1981, said Ordinances were signed and approved by the Mayor on the 22nd day of May, 1981, and remains on file and on record in my office.

Copies of Bill No. S-81-04-25 -- Special Ordinance No. S-120-81; Bill No. G-81-03-43 (as amended) -- General Ordinance No. G-08-81; Bill No. Z-81-03-33 -- Zoning Map Ordinance No. Z-13-81; and Bill No. Z-81-03-34 (as amended) -- Zoning Map Ordinance No. Z-14-81 will be posted for reading in the following places in Fort Wayne, Allen County, Indiana:

- (1) The main floor of the City-County Building
- (2) The bulletin board in the lobby of Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East door of the Allen County Court House

Copies of Bill No. S-81-04-25 -- Special Ordinance No. S-120-81; Bill No. G-81-03-43 (as amended) -- General Ordinance No. G-08-81; Bill No. Z-81-03-33 -- Zoning Map Ordinance No. Z-13-81; and Bill No. Z-81-03-34 (as amended) -- Zoning Map Ordinance No. Z-14-81 will be available for reading in the following places in Fort Wayne, Allen County, Indiana.

- (1) Reference Room in the north end of the main floor in said Downtown Public Library
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana

Charles W. Westerman

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinance in the designated places as stated on May 29, 1981.

Charles W. Westerman

Charles W. Westerman
City Clerk

Common Council of Fort Wayne
(Governmental Unit)
Allen
County, Ind
To NEWS-SENTINEL
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines
Head number of lines
Body number of lines
Tail number of lines
Total number of lines in notice

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DAT Notice is hereby given that on the 12th day of May, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-81-03-33 - Zoning Map Ordinance No. Z-14-81, being AN ORDINANCE amending the City of Fort Wayne Zoning Map Nos. L-7 and M-7.
Purs Notice is hereby given that on the 12th day of May, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-81-03-34 (as amended) - Zoning Map Ordinance No. Z-14-81, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N-27.
I hereby Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. S-81-04-25 - Special Ordinance No. S-120-81; Bill No. G-81-03-43 (as amended) - General Ordinance No. G-88-81; Bill No. Z-81-03-33 - Zoning Map Ordinance No. Z-14-81; and Bill No. Z-81-03-34 (as amended) - Zoning Map Ordinance No. Z-14-81, were passed by the Common Council on the 12th day of May, 1981, said Ordinances were signed and approved by the Mayor on the 22nd day of May, 1981, and remains on file and on record in my office.
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Title CLERK
D. ROOSE

PUBLISHER'S AFFIDAVIT
State of Indiana
ALLEN County SS.
Personally appeared before me, a notary public in and for said county and state, the undersigned D. ROOSE who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL
DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA
in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows: 5/30 - 6/6/81
Subscribed and sworn to before me this 6th day of June 1981
Anne M. Perkins Notary Public
My commission expires November 29, 1981

Charles W. Westerman
City Clerk
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinance in the designated places as stated on May 29, 1981.
Charles W. Westerman
City Clerk

